

1 Mark C. Scarsi (SBN 183926)
mscarsi@milbank.com
2 Ashlee N. Lin (SBN 275267)
anlin@milbank.com
3 MILBANK, TWEED, HADLEY & McCLOY LLP
2029 Century Park East 33rd Floor
4 Los Angeles, California 90067
Telephone: (424) 386-4000
5 Facsimile: (213) 629-5063

6
7
8 **UNITED STATES DISTRICT COURT**
9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**
11

12 JONATHAN D. RUBIN, on behalf of
13 himself and all others similarly situated,

14 Plaintiff,

15 v.

16 FACEBOOK, INC.; SCL GROUP;
17 GLOBAL SCIENCE RESEARCH LTD.,
and CAMBRIDGE ANALYTICA, LLC,

18 Defendants.
19
20
21
22
23
24
25
26
27
28

Case No. 3:18-cv-01852-VC

**RENEWED NOTICE OF MOTION
AND MOTION TO WITHDRAW AS
ATTORNEYS OF RECORD**

Hearing Date: July 12, 2018
Hearing Time: 10:00 a.m.
Department: Courtroom 4, 17th Floor
Judge: Hon. Vince Chhabria

NOTICE OF MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on July 12, 2018 at 10:00 a.m., or as soon thereafter as the subject matter of this Motion may be heard before the Honorable Vince Chhabria, in Courtroom 4, on the 17th floor of the above-captioned court located at 450 Golden Gate Avenue, San Francisco, California 94102, attorneys of record for Defendants Cambridge Analytica, LLC and SCL Group Ltd. will and hereby do move for an Order withdrawing Mark C. Scarsi and Ashlee N. Lin of Milbank, Tweed, Hadley & McCloy LLP (“Milbank”) as its attorneys of record in this case.

Milbank bases this Motion on the following motion and all records on file with the court in connection with this case or which may be submitted prior to the time of the hearing.

1 Milbank hereby moves the Court to withdraw as Mark C. Scarsi and Ashlee N. Lin, each
2 of the law firm of Milbank, Tweed, Hadley & McCloy LLP, as attorneys of record for
3 Defendants Cambridge Analytica, LLC (“CA”) and SCL Group Ltd. (“SCL Group”), and states
4 as follows.

5 1. On May 2, 2018, SCL Group, as well as certain of its and CA’s U.K. affiliates
6 (collectively, the “Company”) filed applications to commence insolvency proceedings in the
7 U.K. (High Court of Justice, Business and Property Courts of England and Wales, Insolvency
8 and Companies List (ChD), Case No. CR-2018-003659.) The Company is immediately ceasing
9 all operations and the boards have appointed insolvency practitioners Crowe Clark Whitehill
10 LLP to act as the independent administrator for the Company.

11 2. On May 17, 2018, parallel bankruptcy proceedings were commenced on behalf of
12 CA and certain of the Company’s U.S. affiliates in the United States Bankruptcy Court for the
13 Southern District of New York. *In re Cambridge Analytica LLC*, No. 18-11500-shl, ECF No. 1
14 (Bankr. S.D.N.Y. May 17, 2018). CA has ceased all operations.

15 3. Milbank, CA and SCL Group agree that Milbank is no longer representing either
16 CA or SCL Group in this litigation. Indeed, CA and SCL Group notified Milbank that CA and
17 SCL Group no longer require or desire Milbank’s representation, rendering it unreasonably
18 difficult (if not impossible) for Milbank to continue to represent CA or SCL Group. CA and
19 SCL Group no longer consult or communicate with Milbank as their counsel, and Milbank is no
20 longer authorized to act on CA’s or SCL Group’s behalf. Other than to the extent necessary for
21 Milbank to withdraw as CA’s counsel, there is no ongoing communication between Milbank and
22 CA regarding this case. Milbank is not privy to confidential information regarding CA’s activity
23 in its bankruptcy matters or even in the pending litigation

24 4. CA and SCL Group no longer have any fee arrangements with Milbank, and
25 Milbank will thus not be compensated for any legal services performed for CA or SCL Group
26 going forward.

27 5. Pursuant to L.R. 11-5, written notice has been given to the client and to all other
28 parties who have appeared in the case.

1 Milbank therefore respectfully requests that the Court withdraw Milbank, including
2 attorneys Mark C. Scarsi and Ashlee N. Lin, as attorneys of record for CA and SCL Group, and
3 that CM/ECF electronic notices in this action to these attorneys be terminated.

4
5 DATED: June 6, 2018

Respectfully submitted,

6 By: /s/ Mark C. Scarsi

7 Mark C. Scarsi (SBN 183926)

8 mscarsi@milbank.com

Ashlee N. Lin (SBN 275267)

anlin@milbank.com

9 MILBANK, TWEED, HADLEY & MCCLOY LLP

2029 Century Park East 33rd Floor

10 Los Angeles, California 90067

11 Telephone: (424) 386-4000

12 Facsimile: (213) 629-5063
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing document has been served via the Court's CM/ECF system on all counsel of record on June 6, 2018.

/s/ Ashlee N. Lin
Ashlee N. Lin